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5 Attorneys for Defendant Carole Haeussler

**Filed**

**MAR 31 2008**

**RICHARD W. WIEKING**  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE

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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION  
11

12 UNITED STATES OF AMERICA,  
13 Plaintiff,  
14  
15 vs.  
16 CAROLE HAEUSSLER, et al.  
17 Defendants.  
18

<sup>07</sup>  
Case No. CR 08 -00788-12-JF

~~Magistrate Turnbull~~

*Judge Jeremy Fogel*

) UNOPPOSED MOTION FOR WAIVER OF  
) APPEARANCE AT APRIL 2, 2008  
) HEARING; WAIVER OF SPEEDY  
) TRIAL; PROPOSED **ORDER** THEREON  
) BY DEFENDANT CAROLE HAEUSSLER  
)

19 TO THE UNITED STATES OF AMERICA AND THEIR COUNSEL OF RECORD,  
20 JEFFREY NEDROW, ASSISTANT UNITED STATES ATTORNEY FOR THE NORTHERN  
21 DISTRICT OF CALIFORNIA, SAN JOSE DIVISION:

22 Defendant Carole Haeussler and her counsel of record, Michael  
23 J. Sacks, move this honorable court for an Order allowing them to  
24 waive appearances at the upcoming pretrial conference scheduled  
25 for April 2, 2008, and as grounds, state as follows:

- 26 1) Defendant Haeussler and her undersigned counsel appeared  
27 at the Arraignment in this matter on February 13, 2008;  
28 2) Unbeknownst to undersigned counsel and Defendant



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*Brush & Sacks*

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Michael J. Sacks, CA Bar No.  
145408; FL Bar No. 0065625

1 **PROOF OF SERVICE**

2  
3 STATE OF FLORIDA )  
4 COUNTY OF BROWARD ) ss.

5 I am a resident of the county aforesaid; I am over the age  
6 of eighteen years and not a party to the within entitled action;  
7 my business address is 7210 Wisteria Avenue in the city of  
8 Parkland, Florida 33076.

9 On March 26, 2008, I served the foregoing described as:  
10 **WAIVER OF APPEARANCE OF DEFENDANT AND HER COUNSEL AT APRIL 2,**  
11 **2008 HEARING; ORDER THEREON** on the interested parties in this  
12 action by placing a true copy thereof enclosed in a sealed  
13 envelope, with postage thereon fully prepaid, in the United  
14 States mail at Parkland, California, and emailed and faxed as  
15 indicated below, addressed as follows:

16  
17 Jeffrey Nedrow, United States Attorney's Office  
18 150 Almaden Boulevard, Suite 900  
San Jose, CA 95113

19 **\*SERVED VIA EMAIL TO THE BELOW REFERENCED COUNSEL/PARTIES:**

20 Steven E. Chaykin, Esq.  
21 Ackerman Senterfitt  
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Attorney for: **Eduardo Subirats**

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160 West Santa Clara St.  
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Attorney for: **Chris Sariol**

11 **SERVED VIA FACSIMILE TRANSMISSION TO THE FOLLOWING PARTIES:**

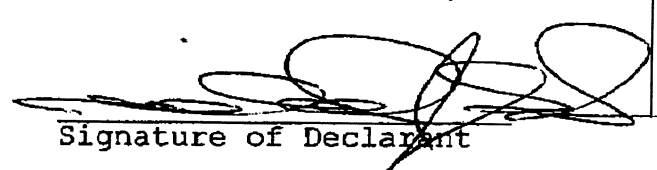
12 Michael Orenstein, Esq.  
13 3864 Sheridan Street  
14 Hollywood, FL 33021  
15 Fax (954)963-2227  
16 Attorney for: **Matthew Sandomir**

Mark Arnold, Esq.  
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Fax: (408)286-9155  
Attorney for: **David Lamondin**

17 Anthony Granados  
18 U.S. Pretrial Services Officer  
19 280 South First Street Ste. 1150  
20 San Jose, CA 95113  
21 Fax: (408)535-5227

22 I declare under penalty of perjury that the foregoing is  
23 true and correct.

24 Executed on this 28<sup>th</sup> day of March, 2008 at Los Angeles,  
25 California.

26   
27 Signature of Declarant  
28

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2 UNITED STATES DISTRICT COURT  
3 NORTHERN DISTRICT OF CALIFORNIA  
4 Case No. CR 07 -00788-12-JF  
Magistrate ~~Turnbull~~  
Judge *Jeremy Fogel*

5 UNITED STATES OF AMERICA,  
6 Plaintiff,

7 vs.

8 CAROLE HAEUSSLER,  
9 Defendant.

10 ORDER (PROPOSED) RE:

11 UNOPPOSED MOTION FOR WAIVER OF APPEARANCE BY  
12 DEFENDANT CAROLE HAEUSSLER FOR APRIL 2, 2008 HEARING

13 THIS CAUSE, having come before the court upon the  
14 Agreed Motion of Defendant Carole Hauessler to waiver  
15 her appearance at the upcoming pretrial hearing in the  
16 above-styled matter currently scheduled for April 2,  
17 2008, it is:

18 GRANTED/DENIED.

19  
20 DONE AND ORDERED this 24<sup>th</sup> day of March 2008,  
21 San Jose, California.

22  
23 UNITED STATES DISTRICT COURT JUDGE